



DEVIN DERHAM-BURK #104353  
CHAPTER 13 STANDING TRUSTEE  
DEVIN L. PACE #256514  
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The following constitutes  
the order of the court. Signed September 17, 2018

*M. Elaine Hammond*

M. Elaine Hammond  
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA - DIVISION 5

**IN RE:**

**CASE NO. 16-50042 MEH**

**CHAPTER 13**

**VIKTORIA THAO LE,**

**ORDER MODIFYING CONFIRMED  
CHAPTER 13 PLAN**

Date: None set  
Time: None set  
Judge: Hon. M. Elaine Hammond

**Debtor.**

Devin Derham-Burk, the Chapter 13 Standing Trustee ("Trustee"), filed and served a Motion to Modify Debtor's Chapter 13 Plan ("Motion") on August 21, 2018. On that same day, Trustee filed and served a Notice and Opportunity for Hearing on the Motion in compliance with Bankruptcy Local Rule 9014-1(b)(3). Due notice being given, no opposition having been filed, and the Trustee having provided evidence and legal authority in support of the requested plan

1 modification, the Trustee has requested relief by default. The Court having considered all  
2 pleadings and evidence before it, and good cause appearing, IT IS HEREBY ORDERED THAT:

3 1. The Trustee's Motion is granted for the reasons stated in the Motion.

4 2. Debtor's chapter 13 Plan is modified as follows: Section 2(d) is amended to change  
5 the dividend payable to general unsecured creditors from a percentage plan at 0% to a pot plan  
6 with a pot of \$15,040.00 to be distributed pro rata, in amounts determined after allowed  
7 administrative, secured and priority unsecured claims are paid. Debtor shall continue to make  
8 payments of \$250.00 per month, effective September 2018, to fund the pot amount.  
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10 3. All other terms of the originally confirmed Plan remain the same.

11 **\*\*\*END OF ORDER\*\*\***  
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1 **Case No. 16-50042 MEH**

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3 **COURT SERVICE LIST**

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5 Registered ECF Participants will receive an electronically mailed copy of the foregoing  
6 document.

7 Non-registered parties, and/or those not represented by a registered ECF participant:

8 **None**